

**WAYS AND MEANS COMMITTEE
OF THE
SUFFOLK COUNTY LEGISLATURE**

Minutes

A meeting of the Ways and Means committee of the Suffolk County Legislature was held at the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, NY 11787 on Monday, **April 8, 2002** in the Rose Y. Caracappa Auditorium at 1:30 P.M.

Members Present:

Legislator George Guldi, Chairman
Legislator Allan Binder, Vice Chairman
Legislator Ginny Fields, Member
Legislator Fred Towle, Member

Also in Attendance:

Paul Sabatino, Counsel to the Legislature
Susan Barbash, Barbash Asso.
Alice Amrhein, Economic Development
Howard M. Bergson, Judicial Appointment
Carl Yellon, Aide to Legislator Crecca
Thomas Isles, Suffolk County Planning Department
Jim Burke, Suffolk County Real Estate
Tom Donovan, Aide to Presiding Officer Tonna
Todd Johnson, County Executive's Office
Jim Spero, Budget Review Office
Lee Lutz, Campaign Finance Board
Christine D. Costigan, Public
And all other interested parties

Minutes taken by:

Eileen Schmidt, Legislative Secretary

(The meeting was called to order at 3:33 P.M.)

CHAIRMAN GULDI:

The Ways and Means Committee meeting will come to order. We will begin with the Pledge of Allegiance led by Legislator Binder.

SALUTATION

CHAIRMAN GULDI:

Before we sit I'd like to ask for a moment of silence where we reflect and hope for some means to peace in the Middle East.

MOMENT OF SILENCE

CHAIRMAN GULDI:

Thank you. Okay. I have three cards; first card is Mr. Howard Bergson who is here for a judicial appointment on resolution number 1340, is that correct.

MR. BERGSON:

1341.

CHAIRMAN GULDI:

1341 is a resume in the backup to the resolution. Come forward and sit. Any questions by any Legislators? Mr. Bergson has been found qualified by the Bar Association and been admitted since 1969 having graduated from the fine law school of Fordham. Questions? Do you want to make any presentation on your behalf, sir. There don't appear to be any questions succinctly.

MR. BERGSON:

I've been practicing in the County for about 25, 27 years actually and it's going to be my pleasure. It's going to be my pleasure and honor to serve the people of this County in this capacity.

CHAIRMAN GULDI:

Thank you, sir. There being no questions we'll take the resolution when we get to in order. Next, Lee Lutz speaking on IR 1204, 1252, 1324 and 13 91. I'll give you 30 seconds apiece. Go ahead, Lee -- or less.

MR. LUTZ:

Suffering from a little bit of a cold I'll try to even be shorter. Actually, the items 1204 and 1252 which are tabled held over. I addressed this committee at it's previous meeting and I just not that I that I'm here in case there are questions that you may wish to ask regarding those two matters. On the item resolution 1324 that is a resolution placed in front of you by Legislator Nowick in order to expand the scope and reach of the Campaign Finance Board's solicitation efforts in order to collect voluntary funds for the program. It is a worthy measure which hope you will support; it will give the people of Suffolk County a better opportunity to voluntarily support this program since it will greatly expand the reach of those envelopes that we send out which as have noted to this Legislature before reach a very small percentage of the people of Suffolk County. There are some particularly good and perhaps other clauses in this bill that might need some work or some study particularly the idea of placing the envelopes at the college -- Suffolk County Community College and in the 63 libraries across Suffolk County. In fact, I've already attempted to do that with some degree of cooperation from some of the libraries and some degree of cooperation from the institutes' higher learning across Suffolk County. Not just limiting myself to the community college.

The particular call for the Board of Elections to distribute the envelopes with their notice to voters - - their annual notice to voters is somewhat problematical of course, as I am sure you are aware. Typically that mailing is a postcard and it would be most difficult for the Board of Elections to enclose our envelope inside their postcard. I did speak to Legislator Nowick about that; she indicated that some provision could be made and perhaps, in fact, she was talking with the Board of Elections, I don't know, but frankly, that is one of the better means, I would think, of reaching the registered voters all of whom will receive that notice at least once a year. So the Board is very much in favor of the provision if it can be worked out and on that matter also should you have any questions of me I'd be happy to answer.

The final measure that I wanted to address on today's agenda is 1391 introduced by Legislator

Cooper and intended as a means by which the Campaign Finance Board can better do its job. One of the mandates of the law that we are required to fulfill is providing -- establishing a computer data base and providing it -- making it accessible to the public of the information provided by the candidates campaigns who are running for County office. We have been having for some length of time delays in getting that information from the Board of Elections. These are of course the campaign disclosure statements that every candidate, every political committee must file periodically throughout the year and obviously, more often during the course of an election year. There's been some delay in getting that information from the Board of Elections. On average as a matter of fact in the last year it's taken about 42 days for each request to be fulfilled and as you know in an election year 42 days is more than the length of time between reporting periods. So it is most difficult to provide this information promptly if we can't get it promptly. What this bill would do is basically remove the notice from the Board of Elections to have to respond to each and everyone of our requests for copies of these statements by requiring the candidates and their committees and the political committees that are supporting County candidates to provide an extra copy of that report directly to the Campaign Finance Board when it's submitted to the Board of Elections. A rather simple bookkeeping item as far as we're concerned that would provide that information promptly so that we can make it available to the public and at little either effort or cost to any of the candidates campaigns since they're obviously filling out those forms as required by State law anyway and making copies anyway before they are submitted to the Board of Elections. So we would hope that this committee and full Legislature would look favorably on this request to make our job work a little smoother. If you have any questions on any of these matters I'll try to answer.

CHAIRMAN GULDI:

Legislator Binder.

LEGISLATOR BINDER:

If counsel can just talk about that particular 1391 which --

CHAIRMAN GULDI:

Can't we do that when we take up the bill and do them all?

LEGISLATOR BINDER:

Well, just because he's here so in case there's --

MR. LUTZ:

I'd be happy to stay if that's --

LEGISLATOR BINDER:

-- just get specifics while he's here if I do have questions.

MR. SABATINO:

It was aptly -- accurately described as a requirement that there be simultaneous filings. The document be simultaneous filed with the Board of Elections, I'm sorry with the Campaign Finance Board to bypass the current glitch.

LEGISLATOR BINDER:

Is there any provision, because someone had mentioned and I didn't notice this being in there, on the personal finance disclosures versus the Campaign Finance disclosure? Is there a provision in there about the County Ethics Disclosure, personal finance disclosure?

MR. SABATINO:

No, no, no. This is the --

LEGISLATOR BINDER:

-- there is nothing (inaudible)

MR. SABATINO:

No.

LEGISLATOR BINDER:

Okay. Thanks.

MR. LUTZ:

That particular issue is part of the Campaign Finance Board charge and we have no interest in that information. It's strictly the disclosure statements from the campaigns.

CHAIRMAN GULDI:

All right. Thank you. Susan Barbash, I have a card.

MS. BARBASH:

I'll wait till 1293.

CHAIRMAN GULDI:

Come forward and give us 60 seconds on it now if you would please. Is it good or is it bad?

MS. BARBASH:

I'm here to answer any questions that you might have about 1293 implementing the Town of Islip Affordable Housing plan for the Sunnybrook Development project which I'll be partnering with the Long Island Housing Partnership.

CHAIRMAN GULDI:

Thank you. I don't have any other cards; let's do the agenda. Beginning with

TABLED RESOLUTIONS

1043. Sale of County-owned Real Estate pursuant to Local Law 13-1976 Thomas M. Hudgins and Susan E. Hudgins (1000-128.00-02.00-023.000). PRIME (Co. Exec.) This is a Southold parcel?

MR. SABATINO:

Yes. This was tabled to get the towns position.

CHAIRMAN GULDI:

Yeah, we're waiting for the Town of Southold, all right. Have we heard anything from the town on this one yet?

MS. COSTIGAN:

Mr. Chairman, we did get a letter from Southold. We were going to have it faxed over here; it just arrived, but I believe what it says is that they have no objection. We can have it here before

the end of the meeting.

CHAIRMAN GULDI:

What I'd like to do is, if the letter arrives before the end of the meeting we can reconsider. I'll make a motion to table; we don't have the letter in hand.

LEGISLATOR FIELDS:

Second.

CHAIRMAN GULDI:

Second by Legislator Fields. Discussion? All those in favor? Opposed? **(Vote: 4-0)** If in the event that that's received timely we'll reconsider that motion, perhaps.

1044. Sale of County-owned Real Estate pursuant to Local Law 13-1976 Stony Brook Medical Park Condominium (0200-418.00-04.00-0003.000). PRIME (Co. Exec.) Do we have any responses on that inquiry?

MR. BURKE:

Yes, we do. We had previously received letters from our Department of Public Works and had no objection as a matter of fact they had declared it surplus property and I did receive a letter dated April 4th here from Brenda Prusinowski who's the acting Commissioner of Planning for the Town of Brookhaven stated they have no objection to the sale of the said property to adjoining landowner.

LEGISLATOR TOWLE:

Motion.

LEGISLATOR BINDER:

Second.

CHAIRMAN GULDI:

Motion by Legislator Towle. Further discussion.

LEGISLATOR TOWLE:

Shouldn't they attach a copy of that letter as the backup?

CHAIRMAN GULDI:

Yeah, given the Clerk a copy of the letter for adding to the record. All those in favor? Opposed? I'm going to take an abstention. Approved 3-1 - 3-0-1. **(Vote: 3-0-1-0 Abstention: Guldi)**

1063. Sale of County-owned real estate pursuant to Local Law 13-1976 Ronald Linsalato and Jane Linsalato, his wife (0200-982.90-02.00-028.000). PRIME (Co. Exec.) Bellport Village. This was waterfront?

MR. SABATINO:

This was one that you had raised questions on the appraised value and that was why it was tabled.

CHAIRMAN GULDI:

No, that was different that was Messino with Patchogue.

MR. BURKE:

It was a question you had on -- it was a -- it was like a 40 by 80, but we were selling direct sale for just adjoining landowner not to be independently built, but it was a question on the value. Original appraised value was \$2,000; we had it reviewed by our in house appraiser review unit, we gave it a range of 4 to \$8,000. So we'll have to get back to the purchaser to see if they're still interested in --

CHAIRMAN GULDI:

For a 40 by 80 lot why -- how do you explain the value? Is it not buildable; is it land locked -- swamp.

MR. BURKE:

It's not buildable. We would sell it with no buildable rights to it at all. So just sell as an adjoining property to be adjoined as excess property to the to an adjoining landowner.

CHAIRMAN GULDI:

Was it ever part of the file map as a buildable lot? How did it come to exist in its 40 by 80 --

MR. BURKE:

It probably was an old filed tax lot map.

CHAIRMAN GULDI:

80 by 100, excuse me.

MR. BURKE:

It was lost to taxes --

CHAIRMAN GULDI:

It was once a building lot --

MR. BURKE:

No doubt years ago it was probably an old filed tax lot, right, but when we sell this as a direct sale we put the restriction on it that it cannot be independently built. That's how we were going to sell this property, but this board had asked to have look at the appraisal map and we had him look at it and the inside appraiser has disagreed with the outside appraiser value so we'll have to go back to see if the purchaser would want to buy it for the \$8,000.

CHAIRMAN GULDI:

The question I have is why is this lot not buildable for an affordable housing project at a 40 by 80 -- 100 parcel as corrected by Legislator Fields?

MR. BURKE:

Use it for affordable housing? We can -- we probably have circulated this parcel to Brookhaven Town previously to see if it would be interested in -- in it for that purpose, but we can certainly do that --

CHAIRMAN GULDI:

Since we gotta go back to the buyer anyway I'll request that it also be circulated to Brookhaven Town and other interested parties as a potential affordable housing site.

MR. BURKE:

I can certainly do that. I believe it was -- Legislator Towle, I believe it was in the Patchogue area Section 982, Town of Brookhaven. A Lake Dutton area --

CHAIRMAN GULDI:

It's apparent from the tax map that's in the backup. Okay, so motion to table by myself, second by Legislator Fields. Discussion? All those in favor? Opposed? 1063 is tabled. **(Vote: 4-0)**

1116. Sale of County-owned Real Estate pursuant to Local Law 13-1976 Robert Mark Keenan (0900-065.00-02.00-003.072). PRIME (Co. Exec.)

MR. BURKE:

Another property that you asked us to contact the Town of Southampton on; we've not received anything from the Town of Southampton at this point. They've said that the next town board meeting they were going to take this issue up so we're waiting till April 24th.

CHAIRMAN GULDI:

Motion to table by myself.

LEGISLATOR FIELDS:

Can I ask a question about this one? Why is this fund 70 feet by 150 feet only valued at \$2,000?

MR. BURKE:

It's another it's a land lock piece. Any of this -- any of the properties that we sell that cannot be independently built and we don't sell building lots for direct sale and this piece in addition to be not being independently built is a land lock piece. So the only value to anybody would be the person --

CHAIRMAN GULDI:

Yeah. I mean, not far from here we have a land lock piece last year where the Town of Southampton asked for it or actually poured it into county parklands. A land lock piece behind other joining residents, so I don't understand the different treatment between this one and that one and I also want to wait for the Town of Southampton given their interest in affordable housing.

MR. BURKE:

We contacted them and asked them to see; we haven't had a response for either affordable housing issue or whether they just want it for parks. We haven't had a response.

CHAIRMAN GULDI:

Yeah, this is in the middle of -- surrounded on three sides by Town of Southampton.

LEGISLATOR FIELDS:

I still have a little bit of a question; is it really only worth \$2,000 though for that size property? Is it not valued at something higher than that whether it's land lock or not?

MR. BURKE:

Well, that's the number that our outside appraiser came up with. Generally, a piece of property that if it's land lock piece that it can be only used for excess property that ranges similar to what we normally see. Maybe 3,000 is, you know, is as residual piece of property that just could be used for a playground or swing set something that's usually what people buy it for or gardening.

LEGISLATOR FIELDS:

It's a large piece, you know, 70 by 150 is really larger. Okay. Thank you.

CHAIRMAN GULDI:

Okay. Motion to table by myself, second by Legislator Fields. Discussion? All those in favor? Opposed? 1116 is tabled. **(Vote: 4-0)**

1168. Approving a settlement of litigation between the County of Suffolk and Frank Vigliarolo, ET AL. PRIME (Co. Exec.) We still need to have an exec. session with Counsel on this. Motion to table by myself, second by Legislator Towle.

LEGISLATOR TOWLE:

Is that today?

CHAIRMAN GULDI:

I don't think that session is today. Ted Sklar sent me and I have reviewed about two file inches of appraisal documentation on this and in a conversation he had with me he said he'll get to us when he figures out how to approach us on the subject.

SPEAKER:

(inaudible)

CHAIRMAN GULDI:

I don't know why the top of the resolution indicates that it was filed by the Presiding Officer at the request of the County Exec. so I don't know why they filed a resolution, but here it is; motion to table. Do I have a second?

LEGISLATOR BINDER:

Second.

CHAIRMAN GULDI:

Second by Legislator Binder. All those in favor? Opposed? 1168 is tabled. **(Vote: 4-0)**

1204. Adopting Local Law No. -2002, A Charter Law authorizing partial County funding of Voluntary Public Financing for County Elections through County Contract Processing Fee. PRIME (Fisher) Is the public hearing closed?

MR. SABATINO:

Yes, Mr. Chairman.

CHAIRMAN GULDI:

Okay. Discussion. Motions? Motion to approve by myself, second by Legislator Fields. Discussion? All those in favor? Opposed?

LEGISLATOR BINDER:

Opposed.

LEGISLATOR TOWLE:

Opposed.

CHAIRMAN GULDI:

2-2 -- fails. **(Vote: 2-2)**

1219. Sale of County-owned Real Estate pursuant to Local Law 13-1976 Abart Holding, LLC (0904-001.00-00-01.00-004.001 & 004.003). PRIME (Co. Exec.) That's the Village of -

MR. BURKE:

The Village of Southampton.

CHAIRMAN GULDI:

Southampton?

MR. BURKE:

We've actually contacted the Village of Southampton who's expressed an interest in having this property dedicated to them so we would ask that this matter be withdrawn.

CHAIRMAN GULDI:

Withdrawn by the County Executive. My agenda skips to 1303; I have 1252 in my book. That's not before this committee is it?

MR. SABATINO:

1252 is before the committee.

CHAIRMAN GULDI:

It belongs on the agenda at this point then. 1252 for some reason does not appear on the agenda. This is a

1252. Adopting Local Law No. –2002, A Charter Law changing date for candidates to opt into voluntary public financing of County Election Campaigns. PRIME (Fisher) You want the third page of the agenda is the 2nd page of the agenda that's what's going on and remind me to go back to the 2nd page after we finish the 3rd page. Motion to approve. This is for a public referendum authorizing the public referendum, Counsel. Motion to approve by myself, second by Legislator Fields. Discussion? Opposed?

LEGISLATOR BINDER:

Opposed.

LEGISLATOR TOWLE:

Opposed.

CHAIRMAN GULDI:

Fails 2-2. **(Vote: 2-2)**

1275. To implement Town of Babylon Affordable Housing Plan. PRIME (Postal)

LEGISLATOR BINDER:

Motion.

CHAIRMAN GULDI:

Motion by Legislator Binder, second by Legislator Fields. Discussion? All those in favor? Opposed? Approved 4-0. **(Vote: 4-0)**

1278. Authorizing waiver of interest and penalties for property tax for Raymond and Valeria Emond (SCTM No. 0100-129.00-04.00-033.000). PRIME (Bishop) That's Babylon?

MR. SABATINO:

Babylon, yes.

CHAIRMAN GULDI:

Is this a --

MR. SABATINO:

Yes, this one has a written letter from the Town of Babylon.

CHAIRMAN GULDI:

Motion to approve by Legislator Fields, second by Legislator Binder. Discussion? All those in favor? Opposed? Abstentions? **(Vote: 4-0)** We'll deal with the Consent Calendar later.

1284. Amending authorized use of Dennison building parking lot by Cooley's Anemia Foundation for fundraiser (Motor-Cycle Rally). PRIME (Crecca)

LEGISLATOR BINDER:

What's the amendment Mr. Chairman?

CHAIRMAN GULDI:

Changing dates.

MR. SABATINO:

The original legislation called for the --

CHAIRMAN GULDI:

2 PM to 11 this goes from 8:30 to 11:30.

MR. SABATINO:

-- well, it actually called for a full fledged carnival, it was going to be all day. It was going to be a -- I think was going to be three days. This is going to take out the carnival element and scale back the hours. The original was going to be from 2 PM until 11 PM now it's going to be 8:30 in the morning till 11:30 in the morning.

LEGISLATOR BINDER:

Just a point, I think when we passed it last time it was before the very unfortunate event at the Vanderbilt in Plainview and I'm somewhat hesitant at this point I -- the word motorcycle at the office building where we have the offices the executive offices and departments I'm somewhat concerned where I didn't have a concern in the past and I don't know if -- what are the chances that we can have a problem here? As long as we're revisiting it I, you know, I remember passing

it after seeing this big problem in Plainview and I don't think we we're concerned at the time, but because of events and now this is before us, what are the chances that there could be a problem. I don't know if Counsel knows something.

MR. SABATINO:

The only observation I can make is that the same group did the same thing a year ago. It's the second consecutive year, so this element is the same, but what was different in the previous one that they were expanding it to a carnival so that was a major change in what they did the year before. But I have no knowledge about the element of people who are attracted to those kinds of rallies I don't know.

LEGISLATOR BINDER:

Okay. I'm going to abstain at least until the meeting so I can find out who the group is; I'm going to want to know a little bit more information than I wanted when we first passed this when it wasn't a thought of a concern for security at the event.

CHAIRMAN GULDI:

Do we have a motion?

LEGISLATOR FIELDS:

What if we discharge it without recommendation --

CHAIRMAN GULDI:

I hear a motion to discharge without recommendation by Legislator Fields; I'll second that. Discussion? All those in favor? Opposed? Abstentions? Discharge without recommendation. 4-0. **(Vote: 4-0)**

1287. Adopting Local Law No. –2002, A Charter Law to reestablish a Suffolk County Department of Real Estate. PRIME (Co. Exec.)

MR. SABATINO:

That's a public hearing coming up.

CHAIRMAN GULDI:

Motion to table for public hearing by myself, second by Legislator Fields. Discussion? All those in favor? Opposed? 1287 is tabled. **(Vote: 4-0)**

1288. Adopting Local Law No. –2002, A Charter Law to transfer the function of selecting Real Property Appraisers to the Division of Real Estate in the County Department of Planning. PRIME (Co. Exec.)

MR. SABATINO:

Same thing.

CHAIRMAN GULDI:

Motion to table for public hearing by myself, second by Legislator Fields. Discussion? All those in favor? Opposed? 1288 is tabled. **(Vote: 4-0)**

1289. Amending the Suffolk County Classification and Salary Plan and the 2002

Operating Budget in connection with a new position title in the Department of Planning, Division of Real Estate (General Real Estate Appraiser). PRIME (Co. Exec.) Are we prime on this?

MR. SABATINO:

No, this is one of those recommendations that came from that executive legislative review panel.

CHAIRMAN GULDI:

Except this one proposed by the County Executive.

MR. SABATINO:

This is one of the three that came for the County Executive.

SPEAKER:

(inaudible)

CHAIRMAN GULDI:

I think we're prime.

MR. SABATINO:

Environment is prime. The package of recommendations was handle by that --

CHAIRMAN GULDI:

Okay. I got a motion to defer -- oh I'm looking at the wrong bill that will explain it. A motion to defer to prime by Legislator Binder; is there a second on that? No seconding on the motion to defer? Is there any other motions with respect to this resolution? Do I have a motion to approve?

LEGISLATOR FIELDS:

Well, I read the bill and maybe we could hear from your department to discuss whether or not you agree that this should be done and why and then maybe we could act on it?

MS. COSTIGAN:

In the recommendations that came to you from the panel one of them this is realized from one of those recommendations because the dysfunction of the division as been has been for appraisals to come in to be subject to appraisal review. That appraisal review is not done by certified appraisers. The committee has consistently asked for more professional impute in terms of evaluation and background in terms of the view of appraisers. In deed the requirements, they call it fierier, from the federal government for any acquisitions that we do that involves federal money the appraisal view must be done by someone who's certified. So right now we are not in compliance, as a matter of fact, with the requirement for any federal acquisition.

LEGISLATOR FIELDS:

Motion to approve.

CHAIRMAN GULDI:

Motion to approve by Legislator Fields, second by myself. Discussion? All those in favor? Opposed? 1289 is approved 4-0. **(Vote: 4-0)**

1293. To implement Town of Islip Affordable Housing Plan for Sunnybrook Development Project. PRIME (Carpenter) Motion by --

LEGISLATOR FIELDS:

Myself.

CHAIRMAN GULDI:

Motion by Legislator Fields, second by myself. Discussion? Any questions?

LEGISLATOR TOWLE:

Quick explanation.

CHAIRMAN GULDI:

Quick explanation from Counsel not from Jim Morgo? Counsel you've been rejected and not from Counsel.

MR. SABATINO:

Of the one sentence version is that this would initiate the planning steps to acquire some property in Islip for a 10 unit proposed affordable housing project that's located on the north side of Brook Avenue between Third Avenue and Rose Avenue in Bay Shore. The acreage is I think its three acres.

MR. MORGO:

A little over two acres I believe it is.

MR. SABATINO:

Let me double check.

LEGISLATOR FIELDS:

While he's looking, as I recall living in Bay Shore years and years ago this was a rather blighted area, is it still?

MR. MORGO:

Yeah, the whole Sunnybrook neighborhood has been troubled and this is really the –

LEGISLATOR FIELDS:

Jim, Jim talk into the microphone.

MR. MORGO:

The whole Sunnybrook neighborhood has been troubled and this is the first step in revitalization. Islip Town the community most strongly there's as community group with which the Bay Shore Partnership Housing Development Fund Company is going to be working here Legislator Fields and that's the same entity that transformed blighted Smith Street to the really vibrant South Wind Village. Now this would be 10 townhouses, 10 affordable town homes; the general contractor will be Susan Barbash who has done a lot of work in Bay Shore.

CHAIRMAN GULDI:

Legislator Binder.

LEGISLATOR BINDER:

Yeah, the – so this is how Islip I mean we're only talking 10 units here I'm kind of confused.

MR. MORGO:

What it is Legislator Binder --

LEGISLATOR BINDER:

-- at the size of the effort.

MR. MORGO:

It's the beginning of the effort. The Bay Shore arm of the housing partnership is also going to be developing other sites within Sunnybrook. There was a comprehensive plan done that the housing partnership and the community group put together with a grant from the Fannie Mae Foundation and I've given a couple of copies of it. So this is the beginning and this is really in a location that's the gateway to the community so it'll be a tangible sign that revitalization is going on. South Wind Village is to the south of here this is just on the other side of the railroad tracks.

LEGISLATOR BINDER:

Now who owns this land right now?

MR. MORGO:

Right now it's owned by the Bay Shore Partnership Housing Development Fund Company. It was owned by an absentee landlord who had two over crowded boarding homes that was really a blight on the community and Susan Barbash negotiated with him, took the purchase. There was a lot of fear that the homes were going to be sold to another absentee landlord and again it's the Bay Shore Partnership Housing Development Fund Company is going to be conveying it and if everything goes right exactly for what was paid for it.

CHAIRMAN GULDI:

On the motion, all those in favor? Opposed? Approved 4-0. **(Vote: 4-0)**

1296. Authorizing conveyance of parcel to Suffolk County United Veterans, Town of Brookhaven (Section 72-h, General Municipal Law). PRIME (Towle) United Veterans parcel. Do we have a letter from the town indicating a resolution to accept the transfer, Counsel?

MR. SABATINO:

Yeah, we have a letter from the Town of Brookhaven, but not from their Board of Trustees. So I'm not sure what the significance of that is now, but that a new legal issue.

CHAIRMAN GULDI:

Here to for we've always accepted the Town Board resolution. I'll make a motion to approve, Legislator Towle second. 72h is to Brookhaven. All those in favor? Opposed. Approved 4-0. **(Vote: 4-0)**

1300. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Lorraine Keith, as surviving Joint Tenant) (0100-079.00-03.00-001.000). PRIME (Co. Exec.) Are all the local law 16's before us today as of right redemptions? Are any of them discretionary? Or are they all ministerial?

MR. BURKE:

They're all ministerial.

CHAIRMAN GULDI:

Okay. I'll make a motion to approve and put on the Consent Calendar 1300, second by Legislator Fields. All those in favor? Opposed? Abstentions? 4-0 **(Vote: 4-0)**

1301. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Richard M. O'Brien) (0200-341.00-04.00-027.005). PRIME (Co. Exec.) Same motion same second same vote. (Vote: 4-0)

1302. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (William James Alonge, Jr.) (0300-121.00-01.00-008.000). PRIME (Co. Exec.) Same motion same second same vote. (Vote: 4-0) Go back to page two on your agenda which is actually page three.

1303. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Ruth Jane Peterson, as Administrator of the Estate of Frank S. Romanzo, a/k/a Francis S. Romanzo) (0500-101.00-01.00-018.000). PRIME (Co. Exec.) Same motion same second same vote. (Vote: 4-0)

1304. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (John Cole) (0103-025.00-03.00-088.000). PRIME (Co. Exec.) Same motion same second same vote. (Vote: 4-0)

1306. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Matthew Lavis) (0200-786.00-06.00-014.000). PRIME (Co. Exec.) Same motion same second same vote. (Vote: 4-0)

1307. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Jodi L. Rios) (0200-958.00-05.00-005.000). PRIME (Co. Exec.) Same motion same second same vote.

MR. SABATINO:

Just on 1307 just to be sure, was that a mortgage situation that not going back to the original owner?

MR. BURKE:

Application made by the funding corporation --

CHAIRMAN GULDI:

So the application under that circumstance the local law 16 deed goes back to the original owner and the funding corporation has to work its right inter se with under whatever agreements it has, is that not correct?

MR. SABATINO:

Normally, it goes back to the owner, right, then they work it out, but this one just looked different. I'm not saying it's wrong, but I just wanted to get clarification.

CHAIRMAN GULDI:

She has power of attorney that's why.

MR. SABATINO:

Again, it just jumped off the pages being slightly different.

CHAIRMAN GULDI:

Do you want an opportunity to research that or do you --

MR. SABATINO:

As long as you feel confident it just different to me. Normally, I see them go into the prior owner of record this one --

CHAIRMAN GULDI:

On the one question I would have is, the power of attorney granting the mortgage company the right to make the application on behalf of the property owners behalf was that a fresh power of attorney or is that one executed at the time of the perfection of the security interest?

MR. BURKE:

I notice the resolution is going to the prior owner just care of --

CHAIRMAN GULDI:

Well, except that the applicant is the Inter Bay Funding with the power of attorney, is the power fresh? Do we have that?

MR. BURKE:

I don't have it here with me.

CHAIRMAN GULDI:

All right, lets table this one for one cycle so we can look at it unless there's some urgency on it. Motion to table 1307 by myself, second by Legislator Binder. All those in favor? Opposed? 1307 is tabled. **(Vote: 4-0)**

1308. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Ramdath Jokhan) (0200-976.00-04.00-018.000). PRIME (Co. Exec.) Motion to approve and place on the Consent Calendar by Legislator Binder, second by myself. All those in favor? Opposed? Approved 4-0. **(Vote: 4-0)**

1309. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Elizabeth Bianco) (0200-983.10-02.00-020.001). PRIME (Co. Exec.) Same motion, same second, same vote. **(Vote: 4-0)**

1310. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act (Walter Rass) (0900-129.00-01.00-002.047). PRIME (Co. Exec.) Same motion, same second, same vote. **(Vote: 4-0)**

1312. Authorizing the Director of the Division of Real Estate, Department of Planning to issue a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Babylon Suffolk County Tax Map No. 0100-039.00-02.00-037.000 pursuant to Section 40-D of the Suffolk County Tax Act. PRIME (Co. Exec.)

MR. SABATINO:

Mr. Chairman, this goes back to a precedent that was set last year; this is to give the property back to HUD, if you recall we had two bills last year where HUD got the document. The certified return receipt request is signed, but HUD's claiming it went to the building not to their office, but 26 Federal Plaza is their office so last year what we did was we said no we're going to keep

property. It's got value and we'll auction it off. This would be --

CHAIRMAN GULDI:

What happen to properties that we did that with last year?

MR. SABATINO:

Well, that's what we did in terms of the vote. I don't know where they are in the pipeline, but my only point is that well, you might to contemplate that from the standpoint of being consistent otherwise it could hurt us with regard to what we previously did.

CHAIRMAN GULDI:

I'd like to know what the reaction to the parcels we tabled -- that we did not approve last year before we take up this resolution. For that purpose I'll make a motion to table for one cycle, second by Legislator Binder. Discussion? All those in favor? Opposed? Tabled. **(Vote: 4-0)**

1317. Authorizing conveyance of parcel to Town of Brookhaven for road improvements (Section 72-h, General Municipal Law). PRIME (Caracappa) Motion by Legislator Towle, second by myself. Do we have the letter, Counsel?

MR. SABATINO:

We had it from the Town, but not from the Board of Trustees.

CHAIRMAN GULDI:

All those in favor? Opposed? **(Vote: 4-0)** You know until recently I didn't know Brookhaven had a Board of Trustees I only thought they existed out on the East End.

1319. Amending the 2002 Capital Budget and Program and appropriating funds in the 2002 Capital Budget in connection with the purchase of a microfilm processor (CP 1670). PRIME (Pres. Off.) Didn't we already approve this? No. Actually, you know, surprisingly and I don't know if Legislator Towle is aware of this, but this bill was actually introduced by the Presiding Officer at the request of the County Clerk.

MR. SABATINO:

This is changing the method of financing, Mr. Chairman.

CHAIRMAN GULDI:

Of the already approved microfilm processor to --

MR. SABATINO:

Well, this is going to go from the 5-25-5 funding to capital funding.

CHAIRMAN GULDI:

Furniture and Equipment is what it's coming out of --

SPEAKER:

(inaudible)

CHAIRMAN GULDI:

75,000 and its worth more than -- it has a useful life of more than five years, hopefully. Discussion? All those in favor? Opposed? 1319 is approved. **(Vote: 4-0)**

1324. Modifying policy for collecting contributions to the Suffolk County Campaign Finance Fund. PRIME (Nowick) Motion to approve by myself. Is there a second?

LEGISLATOR FIELDS:

I just had a question.

CHAIRMAN GULDI:

Question by Legislator Fields.

LEGISLATOR FIELDS:

Well, Lee Lutz brought up the fact that they have a postcard and they would need an envelope and where would the funding come to do that? They have a certain budget, you know.

LEGISLATOR BINDER:

(inaudible)

LEGISLATOR FIELDS:

But wouldn't that come out of -- would that bill be changed in order to reflect that. I mean, are we going to pass something and they don't have the funds so they can't do it anyway, so I would prefer not to pass it until, you know, they have the ability to do that.

CHAIRMAN GULDI:

All right. Well, I have a motion to approve and there's no second on that motion. Is there a motion to table? I'll withdraw the motion to approve. There's a motion to table by Legislator Fields, second by myself. On the tabling motion. All those in favor? Opposed?

LEGISLATOR TOWLE:

Opposed.

LEGISLATOR BINDER:

Opposed.

CHAIRMAN GULDI:

Tabling fails. The joys of a 2-2 committee, isn't this wonderful? I guess we can either do motion to approve by myself, second by Legislator Fields. Further discussion? All those in favor? Opposed.

LEGISLATOR TOWLE:

Opposed.

LEGISLATOR BINDER:

Opposed.

CHAIRMAN GULDI:

Fails 2-2. **(Vote: 2-2)**

1341. Confirming the appointment of Howard M. Bergson District Court Judge for and of the Sixth District Court to fill a term ending December 31, 2002. PRIME (Co. Exec.)

LEGISLATOR TOWLE:

Motion.

CHAIRMAN GULDI:

Motion by Legislator Towle, second by myself. Discussion? All those in favor? Opposed? Approved. **(Vote: 4-0)** He went to my law school not yours.

LEGISLATOR BINDER:

That's true

LEGISLATOR TOWLE:

He said you did horrible by the way.

CHAIRMAN GULDI:

Ah yeah.

1343. Authorizing the extension of a lease of premises located on Straight Path and Wyandanch Avenue, Wyandanch, NY for the Department of Social Services. PRIME (Co. Exec.) Legislator Binder and Legislator Towle are saying, is there anybody here to talk to us about this? Yes, we are prime on this lease.

LEGISLATOR FIELDS:

Well, somebody should be here.

CHAIRMAN GULDI:

County Exec.? Do you want to talk about this the Social Services lease for Broadhollow Road, Farmingdale? No, no, it's Wyandanch Avenue, Wyandanch -- Straight Path.

MR. JOHNSON:

(inaudible)

CHAIRMAN GULDI:

Jim, I don't have any recollection of discussion of this in -- from Space Management. Do you have any independent recollection?

MR. SPERO:

This is a renewal of an existing lease so I don't recall any problem with it.

LEGISLATOR BINDER:

Are there differences in this lease versus the previously -- are there any changes. It's an extension of existing conditions?

LEGISLATOR FIELDS:

You know what, motion to table. We have too many questions; they should have been here.

MR. SPERO:

Have them compared the two.

LEGISLATOR BINDER:

I think we need a presentation I agree.

LEGISLATOR FIELDS:

They should have been here to respond to this. So motion to table.

CHAIRMAN GULDI:

Motion to table by Legislator Fields, second by Legislator Binder. Discussion? All those in favor? Opposed? Abstentions? 1343 is tabled. **(Vote: 4-0)** County Exec. please have somebody come and talk to us about this fine lease at our next meeting. Page four is actually the fourth page of today's agenda. I don't know how that happened I apologize. I'm sure it won't happen again.

1346. Authorizing contact between County of Suffolk, for and on behalf of the Francis S. Gabreski Airport Fire Protection District with the Incorporated Village of Westhampton Beach for January 1, 2002 – December 31, 2006. PRIME (Co. Exec.) I'll make a motion to approve.

LEGISLATOR FIELDS:

Second.

CHAIRMAN GULDI:

Second by Legislator Fields. I think it's

MR. SABATINO:

9,000 a year.

CHAIRMAN GULDI:

Yeah, 9,000 a year, how did it get down to nine it use to be ten. The Village of Westhampton Beach does not include the fire district of Westhampton Beach does not include the area that is the airport which is the County property. The Suffolk County Airport does not fall in a fire district and for this 9,000 -- how is that possible? That's an interesting question, but that's where it is. It's probably the result of the non-amendment of the fire districts since the -- between 1946 or 47 and 1971 when it was a government facility.

LEGISLATOR TOWLE:

If you'd suffer an interruption. I have no problem approving this because I think it is responsible if a fire district is cover a County facility, particularly one that, you know, that has a lot of use that we should do some reimbursement to that fire district. However, having said that there are a lot of instances and I can think of Smith Point Park for example right off the bat in my district that has 55,000 visitor a year in which the first district receives no compensation. Southaven Park another instance, I mean, this building that matter. I mean, I just think that, you know, instead of paying them \$9,000 a year we should resolve the issue and put them in a fire district or what's good for the goose then it's for the gander and every County facility there should be some type of reimbursement to the local fire departments.

CHAIRMAN GULDI:

Well, I think that the problem is not the adequacy or appropriateness of this compensation, but the other districts. As you know, the Flanders fire district and ambulance district has the dubious distinction of having the County Center, the County Jail and more than 50% of the fire district off the tax roll because of land preservation programs. As a result more than half the land is off the tax roll and more than half of the aggregate calls for the fire district and ambulances districts are at County facilities which contribute zero to the district. So, I mean, it has at least in that particular circumstance gone to the absorb degree of, but that's a larger issue. I think maybe what we need to do is introduce a bill to formulating County policy countywide, but I don't know exactly how to do that. Do you have any ideas, Counsel?

MR. SABATINO:

Talk the powers of the Board of Trustees in Southampton.

CHAIRMAN GULDI:

At least Southampton's Board of Trustees know who they are.

LEGISLATOR TOWLE:

Now that we have a co-Counsel, Counsel maybe the two of you could muster something up between now and our next meeting.

LEGISLATOR FIELDS:

Is that the same in State Parks where --

CHAIRMAN GULDI:

What is?

LEGISLATOR FIELDS:

Does that apply to State Parks also where they have land that's been --

CHAIRMAN GULDI:

That's an interesting question given the intra - governmental level --

LEGISLATOR FIELDS:

Some of the levels of government do payments in lieu of taxes. I notice like the Wertheim Wildlife Refuge makes a payment in lieu of taxes to some of the local districts to cover that facility, but you know for Wertheim, I mean, you know, God forbid a half a dozen ambulance calls there a year it would be a lot. You get to Smith Point Park and there's probably 2 or 300 ambulance calls there a year between, you know, the volume of people that we have going in and out of that place. I mean, it's just, you know, clearly to me would seem that we need some type of policy and since this bill is before us I'd love to see some of Counsel's handy crafty work and possibly coming up with --

SPEAKER:

(inaudible)

LEGISLATOR TOWLE:

No, the implication was exactly what I meant. You know would possibly resolve this problem for everybody.

MR. SABATINO:

Just two quick points; One, this particular measure is something that's become an annual event only because it was being funded on an annualized basis. This one just takes it for a couple of years, but the other point is this is being done pursuant to a State statute. I mean, there is a State provision of law that this is being done it's not just being done willy nilly because there is -- these two came up last year and debated in the committee and we went and did the research and there's a specific State statute which allows this particular agreement to go through.

CHAIRMAN GULDI:

Could you look at that State statute and advise us at our next meeting if it has any broader implications or to extend similar reimbursement arrangements to other special tax districts we would need enabling State legislation. Okay. Calling on the question that's before us we have a

motion to approve and a second. All those in favor? Opposed? Approved. **(Vote: 4-0)**

1354. Creating Suffolk County Design Commission for a memorial to the residents of Suffolk County who died in the Terrorist Attacks on September 11, 2001. PRIME (Co. Exec.)

LEGISLATOR BINDER:

Didn't you just say it was on the commission, I don't have it in front of me?

CHAIRMAN GULDI:

1354 the commission would be composed of two representatives appointed by the Presiding Officer, two representatives by the County Executive, Suffolk County Commissioner of the Department of Public Works or his designee. The director of the Suffolk County Planning Department or his designee in case Tom Isles doesn't have enough to do at the moment. That's the proposed -- \$5,000 for fiscal year is the amount the cap on expenditures.

LEGISLATOR BINDER:

Mr. Chairman, my only concern is while I'm sure the County Executive or the Presiding Officer or both will have someone from the fire services and police services represented EMS. I'm sure that'll happen, but it would seem to me that it should probably spelled out in the legislation in the make up of the commission it should be clear that the Presiding Officer will pick someone from, you know, from that particular area and then there are obviously other people who have died from Suffolk County who were not involved in that and so maybe there should be someone who kind of represents someone from the victims family should be on there.

CHAIRMAN GULDI:

The bills filed by the County Executive and are you requesting that they amend it between now and Tuesday or are you requesting a tabling motion?

LEGISLATOR BINDER:

I would say a tabling motion so we can have it done here I would hope so we can discuss it here, but I would think that it should --

CHAIRMAN GULDI:

Motion to table by Legislator Binder, second by --

LEGISLATOR TOWLE:

I'll second it.

LEGISLATOR BINDER:

And I just want to make sure it's clear also that some one from the victims maybe an representative of the victims families or someone who is from the victims families, but it should be spelled out that these are groups that should be on the commission and we should make sure of that not to just open end it.

CHAIRMAN GULDI:

Yeah. The second whereas just refers to the committee which includes a representative cross section of interested citizens from Suffolk County. Perhaps it could be a little less specific, but I'm not sure how.

LEGISLATOR TOWLE:

Mr. Chairman?

LEGISLATOR BINDER:

I would hope that it could be more specific about it so we're sure that this -- that these groups are going to be covered that have been affected, you know, severely by this.

CHAIRMAN GULDI:

Legislator Towle.

LEGISLATOR TOWLE:

I'm assuming that someone from the Exec's staff has been assigned to oversee this project and it probably wouldn't be a bad idea --

CHAIRMAN GULDI:

I presume that would either fall to the Commissioner of the Department of Public Works or to the ubiquitous Director of the Suffolk County Planning Department.

LEGISLATOR TOWLE:

Or it could be a Deputy County Executive that's overseeing the project. I would just think whoever is designated should be the person appearing before us. They must have some ideas of sites; how they plan to go out and solicit what the memorial is going to look like. Are we putting it on governmental property or private property, you know, what's our plan before we start approving this?

CHAIRMAN GULDI:

On the motion to table. All those in favor? Opposed? 1354 is tabled. **(Vote: 4-0)**

1355. Amending the 2002 Capital Budget and Program and appropriating funds in connection with planning for a memorial for the victims of the September 11th Terrorist Attacks (CP 1773). PRIME (Co. Exec.) Same motion same second same vote. **(Vote: 4-0)**

1391. Adopting Local Law No. -2002, A Local Law to facilitate full public disclosure of County Election Campaign Finances. PRIME (Cooper)

LEGISLATOR FIELDS:

Motion to approve.

CHAIRMAN GULDI:

Motion to table for public hearing by myself.

LEGISLATOR FIELDS:

Second.

CHAIRMAN GULDI:

Second by Legislator Fields. All those in favor? Opposed? Abstentions? **(Vote: 4-0)**

HOME RULE MESSAGES

2-2002 Home Rule Message requesting State of New York to authorize tax exemption

for former owner Faith Temple Church of God in Christ for certain real property. (D. P. O. Postal) PRIME. This is a Home Rule Message to the State.

MR. SABATINO:

Previously, there was a memorializing resolution that was the first step. Then the second step is when it gets up to the State the State then comes back and says we want a Home Rule Message for this specific parcel this is {faced}.

LEGISLATOR FIELDS:

Motion to approve.

CHAIRMAN GULDI:

Motion to approve by Legislator Fields, second by myself.

LEGISLATOR BINDER:

On the motion.

CHAIRMAN GULDI:

On the motion by Legislator Binder. I'm just going to be -- have to be brought back to speed because I don't remember the original Sense Resolution for the reasoning of what happened, why are we -- why would we be doing this?

MR. SABATINO:

This one deals with a parcel that was on a public auction, but the first time around with a covenant and a restriction that said that it can only be developed in a certain manner. And then what happened was it went to a second auction because it was unsuccessful in the first one and that covenant and restriction that everyone was aware of on the first auction was not made part of the second auction. It was some kind of a glitch administratively so it was at the second auction the parcel was acquired and then it was developed without those buffer or mitigating measure of covenants and restrictions which then cause individuals in the community who had walked away from the first transaction, I'm sorry the second transaction, because they thought that the first transaction covenants and conditions continued on and now the parcel is currently I guess before the Zone Board of Appeals for a variance and this is a request to turn it down.

LEGISLATOR BINDER:

What a minute, what a minute, what a minute, that's not the Home Rule Message you're talking about Sense Resolution?

CHAIRMAN GULDI:

You're talking about 11 we're talking about Home Rule 2.

LEGISLATOR BINDER:

2-2002

MR. SABATINO:

Oh, I thought we had -- we're still -- I apologize.

LEGISLATOR BINDER:

It just didn't sound like it.

CHAIRMAN GULDI:

But you're not allowed to ask that question --

LEGISLATOR BINDER:

Well, we can ask that when we get up to that one.

CHAIRMAN GULDI:

I have six minutes left gentlemen. I need to be out the door then.

MR. SABATINO:

On the Home Rule Message this is was an organization that didn't file the -- they apparently messed up on their paperwork to get the tax exempt status from the Town. So the only way you can correct that is with special State bill.

CHAIRMAN GULDI:

Okay. They didn't file the tax exempt status on a timely basis and they need State legislation for non {pro tuck it}.

LEGISLATOR BINDER:

I understand, but usually State legislation is without Home Rule Message. I know of a number of instances where it's been done even in my district where it's been done they do retroactive. I know of it because I've worked on them and the State initiates the legislation without ever -- without there ever being a Home Rule.

MR. SABATINO:

Let me -- that's a good point. I'll just say this that the State is not consistent in how they deal with the Home Rule Message issue and in all honesty you're right; they possess the authority to do it unilaterally. Sometimes they demand Home Rule Messages sometimes they don't; you can't argue with them. When you argue with them they say that's the way we do it.

LEGISLATOR BINDER:

We should pass it.

CHAIRMAN GULDI:

All those in favor? Opposed? Abstentions? Home Rule Message #2 is approved. **(Vote: 4-0)**

TABLED SENSE RESOLUTION

11- 02 Memorializing Resolution requesting Brookhaven Zoning Board of Appeals to reject variance. PRIME (Fisher) Counsel's answer to the questions are the same as they were the last time he answered them in connection with the other matter.

LEGISLATOR BINDER:

He's ahead of himself that's all.

CHAIRMAN GULDI:

A man ahead of himself? No, not ahead of his time just ahead of himself. This is Legislator Fisher's resolution. I'll make a motion to approve.

LEGISLATOR TOWLE:

Second.

CHAIRMAN GULDI:

Second by Legislator Towle. Discussion? All those in favor? Opposed.

LEGISLATOR BINDER:

Opposed.

LEGISLATOR FIELDS:

Opposed.

CHAIRMAN GULDI:

Fails 2-2. **(Vote: 2-2)** We're going to get a reputation for this.

SENSE RESOLUTIONS

17- 02 Memorializing resolution requesting State of New York to authorize Town Code Enforcement Officers to pursue to violations against absentee landlords. PRIME (Fields) Motion.

LEGISLATOR TOWLE:

Second and co-sponsor.

CHAIRMAN GULDI:

Second by Legislator Towle. Does that mean you're going to vote for it or against it? Well, find out right now. All those in favor? Opposed? Approved. 4-0. **(Vote: 4-0)**

LEGISLATOR TOWLE:

You forgot one category.

CHAIRMAN GULDI:

Abstention.

18 – 02 Memorializing resolution requesting State of New York to authorize video lottery for Suffolk County OTB teletheater. PRIME (Lindsay) Is that joke or poker slot machines that we're talking here.

LEGISLATOR LINDSAY:

Something like that, yeah. That's why I'm here.

LEGISLATOR TOWLE:

He stayed for this whole meeting –

LEGISLATOR LINDSAY:

Yeah, just for this.

CHAIRMAN GULDI:

The man is a **masochist**.

LEGISLATOR LINDSAY:

Late last year the Governor signed into law a bill that would put video lottery terminals in the

racetracks around the State. The original bill called for them in every racetrack and in the, I think there's two or three teletheaters around the State. The final version excluded Long Island altogether; they eliminated them at Belmont, they eliminated them at the teletheaters in the two or three locations. The reason the State did this was to raise revenue both for the locals in the State after the disaster of last year and what this resolution would do is ask the State Legislature to rethink that and expand it to Long Island simply because of the reoccurring revenue that it could produce for the local as well as the State.

LEGISLATOR TOWLE:

Motion.

CHAIRMAN GULDI:

Motion by Legislator Towle, second by myself. Discussion? All those in favor? Opposed?

LEGISLATOR BINDER:

Opposed.

LEGISLATOR TOWLE:

Boy, that was easy.

CHAIRMAN GULDI:

Approved 3-1. **(Vote: 3-1)**

21 – 02 Memorializing resolution requesting State of New York to reject Governor's proposed transfer of State Cultural Affairs Division to Governor's Office. (Fields)

PRIME Motion by Legislator Fields.

LEGISLATOR FIELDS:

Wait, wait I have a question. No, I have a question. Legislator Lindsay put one in that apparently was passed right before this one and I don't know exactly what the difference was and his was approved. I don't remember exactly what the difference is between the two.

MR. SABATINO:

The only difference was that in the intervening period of time the County Clerk wrote a detail letter explaining why he was opposed to the (inaudible) in Albany so all of his ideas comments we're incorporated in this bill. It reinforces, but it's, I mean, **substantively** it's the same.

LEGISLATOR FIELDS:

I will withdraw it then.

CHAIRMAN GULDI:

Motion to go into Executive Session to discuss one, is that right, Phil, one litigation settlement approving the presence of staff, County Executive personnel and my aide with advise the Clerk's Office at the time we go back into public session. Those of you, who are not included in that I ask, please leave the auditorium so we can discuss a litigation settlement. All those in favor? Oppose?

EXECUTIVE SESSION BEGAN AT 4:30 P.M. AND ENDED 4:40 P.M.

(Having no further business the Ways and Means Committee was adjourned at 4:41

P.M.)

{ } denotes spelled phonetically.